

TWENTY-FIFTH DAY

(Continued)

(Wednesday, February 22, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 22, 1933.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 20, Providing for the acceptance of a portrait of the late General Henry T. Allen, at a Joint Session of the House and Senate, on April 21, 1933, at 11 o'clock a. m., and appointment of a committee to make arrangements therefor. The following have been appointed on the part of the Senate: Senators Greer, Regan, and Poage.

Respectfully,
BOB BARKER,
Secretary of the Senate.

MOTION TO TAKE UP HOUSE BILL NO. 482

Mr. Turlington moved that the Twenty-four-hour Rule, relative to printed bills, be suspended, for the purpose of taking up at this time,

H. B. No. 482, A bill to be entitled "An Act validating all cities and towns in Texas of 5,000 inhabitants or less, heretofore incorporated and/or attempted in good faith to be incorporated under the general laws of Texas; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation, respectively, and declaring an emergency."

The motion was lost.

RELATIVE TO HOLIDAY FOR EMPLOYES OF THE HOUSE

Mr. Calvert offered the following resolution:

Whereas, February 22 is the birthday of George Washington, and as such is largely and widely recognized as a holiday, and

Whereas, In keeping with such practice, many private institutions and most of the departments of our State Government have closed for the day, and

Whereas, It is the sense of the House that it desires to extend to its employes the benefit, in part, of such holiday, and

Whereas, The House of Representatives will most probably not be in session after 12 o'clock; now, therefore, be it

Resolved, That if the House of Representatives is not in session after such time, that all of the employes of the House, who wish to avail themselves of the privilege granted hereunder be, and the same are hereby, excused from their duties for the remainder of the day.

CALVERT,
BECK.

The resolution was read second time, and was lost.

LEAVES OF ABSENCE GRANTED

(By Unanimous Consent)

Mr. Ratliff was granted leave of absence for today, on account of important business, on motion of Mr. Dean.

Mr. Hartzog was granted leave of absence for last Monday and Tuesday, on account of important business, on motion of Mr. Barron.

SPECIAL ORDER SET

On motion of Mr. Harman, House Bill No. 247 was set as a special order for 10 o'clock a. m., next Tuesday.

RELATIVE TO HOUSE BILL NO. 231

On motion of Mr. Greathouse, the caption of House Bill No. 231 was ordered amended to conform to all changes made in the body of the bill.

HOUSE BILL NO. 394 ON PAS-SAGE TO ENGROSSMENT

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 394, A bill to be entitled "An Act to amend Sections 4 and 5, of Chapter 88, of the General Laws of the Forty-first Legislature, Second Called Session, page 172, said Sections

appearing on page 175 of said Acts, and declaring an emergency";

The bill having heretofore been read second time, with committee amendment by Mr. Kayton, pending.

Mr. Wells offered the following substitute for the committee amendment:

Amend Section 5, of House Bill No. 394, by striking out last sentence, and inserting in lieu thereof the following: "The annual license fee for the registration of a passenger car shall be six dollars (\$6) for first two calendar years in which it is registered; five dollars (\$5) for the third and fourth calendar years in which it is registered; and four dollars (\$4) per year for every calendar year in which it is registered thereafter."

WELLS,
METCALFE.

On motion of Mr. Alsup, the amendment by Mr. Wells was tabled.

Mr. Coombes offered the following substitute for the committee amendment:

Amend House Bill No. 394, by changing words and figures "five dollars (\$5)" in Section 1 thereof, line 35, and inserting the words and figures "three dollars (\$3)."

COOMBES,
CANON,
ADAMSON.

Mr. Van Zandt moved to table the substitute amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—73

Alexander.	Devall.
Alsup.	Dwyer.
Anderson	Fain.
of Johnson.	Few.
Baker.	Fisher.
Barrett.	Good.
Beck.	Goodman.
Bedford.	Graves.
Bourne.	Haag.
Burns.	Harman.
Butler.	Harris.
Calvert.	Head.
Camp.	Holekamp.
Caven.	Hoskins.
Colson.	Hunt.
Crossley.	Jones of Atascosa.
Daniel.	Kayton.
Dean.	Kyle of Palo Pinto.

Lemens.	Rollins.
Lotief.	Ross.
Magee.	Russell.
Mackay.	Scarborough.
McClain.	Scott.
McDougald.	Shults.
Metcalfe.	Smith.
Mitcham.	Steward.
Moffett.	Stinson.
Morrison.	Stovall.
Munson.	Tennyson.
Palmer.	Tillery.
Puryear.	Townsend.
Ray.	Van Zandt.
Reed of Bowie.	Vaughan.
Renfro.	Wagstaff.
Roberts.	Winningham.
Rogers of Hunt.	Wood.
Rogers of Ochiltree.	Young.

Nays—50

Adamson.	Jefferson.
Aikin.	Jones of Runnels.
Canon.	Jones of Shelby.
Cathey.	Kyle of Hays.
Chastain.	Laird.
Clayton.	Latham.
Coombes.	Lindsey.
Cowley.	Mathis.
Davidson.	McGregor.
Dunagan.	McKee.
Ford.	Merritt.
Fuchs.	Moore.
Glass.	Morse.
Golson.	Parkhouse.
Greathouse.	Patterson.
Griffith.	Pavlica.
Hankamer.	Pope.
Harrison.	Reed of Dallas.
Hartzog.	Shannon.
Hill of Webb.	Stanfield.
Holland.	Tarwater.
Huddleston.	Thomas.
Hughes.	Walker.
Jackson.	Weinert.
James.	Wells.

Present—Not Voting

Riddle.

Absent

Anderson	Hyder.
of Bexar.	Johnson
Barron.	of Anderson.
Dunlap.	Leonard.
Duvall.	Long.
Hester.	Nicholson.
Hicks.	Ramsey.
Hill of Brazoria.	Reader.
Hodges.	Turlington.
Holloway.	West.

Absent—Excused

Bradley.	McCullough.
Engelhard.	Ratliff.
Johnson	Savage.
of Dimmit.	Sullivant.

Mr. McKee offered the following substitute for the committee amendment:

Amend House Bill No. 394, by striking out Section 5, and insert a new Section, to read as follows:

"Section 5. The annual fee to be \$1 for each motor cylinder of the vehicle so licensed."

On motion of Mr. Chastain, the amendment by Mr. McKee was tabled.

Mr. Riddle offered the following substitute for the committee amendment:

Amend House Bill No. 394 by striking out the last line in Section 5 thereof, and insert in lieu thereof the following:

"The annual license fee for the registration of a passenger car shall be \$6 for a four-cylinder car, \$8 for a six-cylinder car, and \$10 for all in excess of six cylinders."

RIDDLE,
RATLIFF.

(Pending the consideration of the amendment by Mr. Riddle, Mr. Anderson of Bexar occupied the Chair temporarily.)

(Speaker in the Chair.)

On motion of Mr. Chastain, the amendment by Mr. Riddle was tabled.

Mr. Morrison offered the following substitute for the committee amendment:

Amend House Bill No. 394 by striking out the words "six dollars" in the committee amendment, page 2, line 25, and inserting in lieu thereof the following:

"The annual license fee for the registration of passenger cars shall be based upon the weight of the vehicle, as follows:

Weight in lbs.	Fee per 100 lbs. or fraction thereof.
1 to 2,000	\$0.18
2,001 to 3,50024
3,501 to 4,50032
4,501 and up33

"Weight of any passenger car, for the purpose of registration, shall be the weight generally accepted as its correct shipping weight, plus 100 pounds."

Mr. Alsop moved the previous question on the substitute amendment, and the motion was not seconded.

Question then recurring on the substitute amendment by Mr. Morrison, it was adopted.

The amendment as substituted was then adopted.

Mr. Stinson offered the following amendment to the bill:

Amend House Bill No. 394 by adding at the end of line 31, Section 4, the following words:

"This Act shall not apply to such registrations and chauffeurs' licenses for the year 1933, but shall be effective from and after January 1, 1934."

The amendment was adopted.

Question—Shall House Bill No. 394 pass to engrossment?

ADDRESS BY HON. JOSEPH W. BAILEY, JR.

Mrs. Hughes offered the following resolution:

Whereas, The Hon. Joseph W. Bailey, Jr., Congressman-elect from Texas, is in the Hall of the House; therefore, be it

Resolved, That he be requested to address the House, and that a committee be appointed by the Speaker to escort the distinguished gentleman to the Speaker's stand.

HUGHES,
CAVEN,
METCALFE,
ANDERSON of Bexar,
VAN ZANDT,
SULLIVANT.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Mr. Bailey to the Speaker's stand: Mrs. Hughes, Messrs. Caven, Metcalfe, Anderson of Bexar, Van Zandt, and Sullivant.

The committee having performed their duty, Speaker Stevenson presented Mrs. Hughes, who, in turn, introduced Hon. Joseph W. Bailey, Jr.

Mr. Bailey then addressed the House.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

H. C. R. No. 9, Relative to the order of procedure in the House and Senate.

ADJOURNMENT

On motion of Mr. Moffett, the House, at 12 o'clock m., adjourned until 9:30 o'clock a. m., Thursday, February 23.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Criminal Jurisprudence: House Bills Nos. 191, 193, 194, 195, 197, 199, and 200.

Highways and Motor Traffic: House Bills Nos. 239, 311, 427, 459, and 524.

Labor: House Bill No. 391.

Penitentiaries: House Bill No. 475.

Municipal and Private Corporations: House Bill No. 523.

Judicial Districts: House Bill No. 306.

Labor: House Bill No. 325.

Appropriations: House Bill No. 169.

Common Carriers: House Bill No. 546.

The following committees have filed adverse reports on bills, as follows:

Criminal Jurisprudence: House Bills Nos. 187, 189, 190, 192, and 196.

Highways and Motor Traffic: House Bill No. 511.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, February 21, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 231, A bill to be entitled "An Act providing relief (in behalf of owners of lands encumbered by liens) against immediate effect of foreclosures, by providing the times when, and the manner in which, judg-

ments in foreclosure and/or judgments in cases of trespass to try title may be satisfied and released and/or otherwise may become enforceable by or through writs of possession, etc., repealing Articles 2219 and 7388, of the Revised Civil Statutes of Texas, 1925; providing for exceptions from the operation of this law, where extensions of maturity dates are made in certain cases; providing for separability of terms and/or applications of the Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

PARKHOUSE, Acting Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, February 22, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 9, Relative to order of procedure in House and Senate,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

TWENTY-SIXTH DAY

(Thursday, February 23, 1933)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Cathey.
Adamson.	Caven.
Aikin.	Chastain.
Alexander.	Clayton.
Alsup.	Colson.
Anderson	Coombes.
of Bexar.	Cowley.
Anderson	Crossley.
of Johnson.	Daniel.
Baker.	Davidson.
Barrett.	Dean.
Barron.	Devall.
Beck.	Dunagan.
Bedford.	Duvall.
Bourne.	Dwyer.
Burns.	Engelhard.
Calvert.	Fain.
Camp.	Few.
Canon.	Fisher.